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7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
9 AT SEATTLE

10 VERIDIAN CREDIT UNION,

CASE NO. C17-0356JLR

11 Plaintiff,

ORDER

12 v.

13 EDDIE BAUER LLC,

14 Defendant.

15 On July 9, 2018, the court held a telephonic conference on the parties' fifth
16 stipulated motion to alter the class certification schedule. (*See* 7/9/18 Min. Entry (Dkt.
17 # 104); *see also* 5th Stip. (Dkt. # 102).) At the conference, the court granted the motion
18 to alter the class certification schedule and, among other things, ordered Defendant Eddie
19 Bauer, LLC to produce its privilege log by July 16, 2018. (*See* 7/9/18 Min. Entry.)

20 On July 31, 2018, counsel for Plaintiff Veridian Credit Union ("Veridian")
21 contacted the court about the privilege log. First, Veridian requests that Eddie Bauer
22 produce the log in a native format rather than PDF. And second, Veridian disputes

1 several thousand of Eddie Bauer's 40,000 claims of privilege. Counsel for Veridian
2 stated that before contacting the court, he made three separate attempts to discuss those
3 matters with Eddie Bauer's counsel but received no response.

4 To address the foregoing dispute, the court ORDERS the parties to file separate
5 statements of no more than three (3) pages. The statements must (1) address specifically
6 the claim that Veridian's counsel contacted Eddie Bauer's counsel three times regarding
7 this dispute and received no response, (2) explain the nature of the discovery dispute, (3)
8 set forth concisely the standard for the asserted privileges, and (4) provide brief argument
9 in support of the parties' positions. The parties must file their statements no later than
10 Thursday, August 2, 2018, at 4:00 p.m. After the court reviews the parties' statements,
11 the court will inform the parties of next steps for resolving the dispute.¹ The court will
12 consider appropriate sanctions for the willful refusal to meet and confer regarding
13 discovery disputes.

14 Dated this 31st day of July, 2018.

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22 JAMES L. ROBART
United States District Judge

1 This order does not affect the court's July 26, 2018, order regarding a different
discovery dispute Eddie Bauer raised with the court. (See 7/26/18 Order (Dkt. # 110).)